

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, August 8, 2012 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

- Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.
- Consideration of the Executive Director's performance evaluation pursuant to Government Code Section 54957.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:33 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, August 1, 2012, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

DHR Report on Personnel Issues at the Department of Public Health
THE COMMISSION RECEIVED THE REPORT FROM DEANA CARLISLE, DEPARTMENT
OF HUMAN RESOURCES, AND ORDERED THE DOCUMENT SEALED.

Unfinished Business

1. *Petition of **MAURICE HUNTER** for a hearing on his fifteen (15) day **suspension**, effective June 14, 2011, from the position of Recreation Services Leader, Department of Parks and Recreation, **Case No. 11-210.***
REMANDED TO THE HEARING OFFICER AGAIN FOR ULTIMATE FINDINGS OF FACT.

Unfinished Business (continued)

2. *Petition of **PHONG LAM** for a hearing on his fifteen (15) day **suspension**, effective November 9, 2011, from the position of Senior Deputy Public Conservator/Administrator, Department of Treasurer and Tax Collector, **Case No. 11-366.***
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, STEPHEN BIERSMITH, TO REDUCE THE SUSPENSION TO TEN (10) DAYS.

3. *Petition of **JOSE LOPEZ-SOLORIO** for a hearing on his **discharge**, effective April 6, 2011, from the position of Custody Assistant, Sheriff's Department, **Case No. 11-178.***
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, LINDA KLIBANOW, TO SUSTAIN THE DEPARTMENT. COMMISSIONER FELTON DISSENTED.

4. *Petition of **GALEN TAYLOR** for a hearing on his **reduction**, effective October 11, 2011, from the position of Supervising Fire Prevention Engineering Assistant to Fire Prevention Engineering Assistant II, Fire Department, **Case No. 11-349.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

New Business

5. *Petition of **BANAFSHEH PEYVANDI** for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective April 24, 2012, from the position of Physician, Post Graduate, Department of Health Services, LAC+USC Medical Center, **Case No. 12-190.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.

6. *Petition of **SONG JIANG LI** for a hearing on her **discharge**, effective May 31, 2012, from the position of Registered Nurse I, Department of Health Services, LAC+USC Healthcare Network, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-180.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. ORDERED THAT CONFIDENTIAL INFORMATION BE REDACTED FROM EXHIBIT M IN THE PETITIONER'S FILING.

7. *Petition of **VAN JOHNSON** for a hearing on his **discharge**, effective May 24, 2012, from the position of Pest Exterminator, Internal Services Department, **Case No. 12-184.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

8. *Petition of **LASHAWN THOMPSON** for a hearing on her **discharge**, effective May 30, 2012, from the position of Nursing Attendant II, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 12-185.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

9. *Petition of **LESTER A. FUZELL, SR.** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Battalion Chief, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-175.***
CONTINUED AT THE REQUEST OF THE PARTIES IN ORDER TO ATTEMPT RESOLUTION.

New Business (continued)

10. *Petition of **ANTHONY LOZA** for a hearing on his **disqualification** from the position of Deputy Sheriff Trainee, Sheriff's Department, **Case No. 12-181.***
HEARING DENIED.

11. *Petition of **MANUEL SISON** for a hearing on his **resignation**, effective May 30, 2012, from the position of Physician Specialist, Sheriff's Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-173.***
HEARING DENIED.

Miscellaneous

12. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:50 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

13. *Petitioner's request for a hearing on her **discharge**, effective February 2, 2011, from the position of Deputy Probation Officer I, Probation Department, **Case No. 11-038**.*
AFTER READING THE RECORD, THE COMMISSION SUSTAINED THE DEPARTMENT'S OBJECTIONS AND ANNOUNCED AS ITS NEW PROPOSED DECISION TO SUSTAIN THE DEPARTMENT. MODIFIED CONCLUSIONS OF LAW A, LINE 1 TO DELETE "AS DESCRIBED IN FINDINGS 4-14," AND DELETED "NOT" FROM LINES 2, 3 AND 5. DELETED "AS DESCRIBED IN FINDINGS 4-14, SUPRA" FROM CONCLUSION OF LAW B, LINES 1-2 AND "NOT" FROM LINES 2 AND 5. MODIFIED CONCLUSION OF LAW G TO READ: "THE APPROPRIATE DISCIPLINE FOR THE PROVEN MISCONDUCT IS TERMINATION." REJECTED THE RECOMMENDED ORDER, REPLACING IT WITH THE FOLLOWING: "THE APPEAL IS DENIED. DISCHARGE IS APPROPRIATE."
COMMISSIONERS FELTON AND MARTINEZ DISSENTED.

New Business

14. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective May 11, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-188**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
15. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective July 2, 2012, from the position of Deputy Probation Officer II, Probation Department, **Case No. 12-189**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
16. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 12-176**.*
HEARING DENIED.
17. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **interview score** received in the examination for Sergeant, **Case No. 12-177**.*
HEARING DENIED.

CLOSED SESSION (continued)

New Business (continued)

18. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 12-178.***
CONTINUED FOR THIRTY (30) DAYS AND AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A LETTER OF WITHDRAWAL.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:40 P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:41 P.M.

Legal Advisor:
Lester J. Tolnai

Head Civil Service Commission:
Steve Cheng

Head Commission Specialist:
Steve Erickson

APPROVED BY THE CIVIL SERVICE
COMMISSION ON AUGUST 15, 2012



Lawrence D. Crocker
Executive Director